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8      **Attorneys for Plaintiffs**  
9      **Garden City Boxing Club, Inc.**

10     **UNITED STATES DISTRICT COURT**  
11     **NORTHERN DISTRICT OF CALIFORNIA**

12     **Garden City Boxing Club, Inc.**

13     **vs.**

14     **Manuel Gonzalez Rodriguez, et al.**

15     **Defendant.**

16     **CASE NO. C 07-04707 JL**

17     **PLAINTIFF'S EX PARTE**  
18     **APPLICATION FOR AN ORDER**  
19     **CONTINUING CASE MANAGEMENT**  
20     **CONFERENCE; AND ORDER**  
21     **(Proposed)**

22     Plaintiff Garden City Boxing Club, Inc., hereby applies *ex parte* for an order continuing the  
23 initial Case Management Conference in this action, presently set for Wednesday, December 19, 2007 at  
24 10:30 a.m. to a new date approximately forty-five (45) to sixty (60) days forward. This request is  
25 necessitated by the fact that Plaintiff is currently attempting to perfect service of process of the suit  
26 papers as to the defendant named to this action.

27     As a result, Plaintiff's counsel has not conferred with the defendant concerning the claims,  
28 discovery, settlement, ADR or any of the other pertinent issues involving the case itself or the  
preparation of a Case Management Conference Statement.

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33     **PLAINTIFF'S EX PARTE APPLICATION FOR AN ORDER CONTINUING**  
34     **CASE MANAGEMENT CONFERENCE; AND ORDER (Proposed)**  
35     **CASE NO. CV 07-04707 JL**

36     **PAGE 1**

1           **Wherefore**, Plaintiff respectfully requests that this Honorable Court continue the Case  
2 Management Conference presently scheduled for Wednesday, December 19, 2007 to a new date  
3 approximately forty-five (45) to sixty (60) days forward in order that a responsive pleading may be filed  
4 by the defendant and Plaintiff's counsel may thereafter confer with the defendant and/or defendant's  
5 counsel and thereafter prepare and file a joint Case Management Conference Statement for the Court's  
6 review.

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9           Respectfully submitted,

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12 Dated: November 29, 2007

13           /s/ Thomas P. Riley

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15           **LAW OFFICES OF THOMAS P. RILEY, P.C.**

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17           By: Thomas P. Riley

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19           Attorneys for Plaintiff

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21           Garden City Boxing Club, Inc.

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**PLAINTIFF'S EX PARTE APPLICATION FOR AN ORDER CONTINUING  
CASE MANAGEMENT CONFERENCE; AND ORDER (Proposed)  
CASE NO. CV 07-04707 JL**

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2                   **ORDER (Proposed)**  
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4       It is hereby ordered that the Case Management Conference in civil action number C 07-04707 JL  
5       styled *Garden City Boxing Club, Inc. v. Manuel Gonzalez Rodriguez, et al.*, is hereby continued from  
6       10:30 am, Wednesday, December 19, 2007, to February 20, 2008 @ 10:30 a.m.  
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8       The Parties shall file a joint Case Management Statement in advance of the Case Management  
9       Conference pursuant to the Local Rules and the Standing Order of this Court.  
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12       Plaintiff shall also serve a copy of this Order on the Defendant and thereafter file a Certification  
13       of Service of this Order with the Clerk of the Court.  
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16       **IT IS SO ORDERED:**  
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17       Dated: Deember 6, 2007  
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19       **THE HONORABLE JAMES LARSON**  
20       **United States District Court**  
21       **Northern District of California**  
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